15-100 3

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G.)

SECOND APPEAL NO. 513 OF 2006 Single Bench

APPELLANT PLAINTIFF : Buti Bai,daughter of Shri Ramcharan,aged about 45 years resident of Mahila Mandal Ward No.22,Beladula,District-Raigarh(C.G.)

V E R S U S

RESPONDENTS DEFENDANTS :

1. Project Director, Child Labour Project Samiti, Raigarh.(C.G.)
2. Collector,Raigarh, District-Raigarh(C.G.)
3. Anil Kumar Yadav,son of Shri C.L.Yadav,resident of Railway Banglapara, Raigarh, District-Raigarh (C.G.)
4. Santosh Yadav,son of Shri Sunder Yadav, resident of Beladula,Raigarh,District-Raigarh (C.G.)
5. Rubi Jahan,daughter of Mohammed Absar Ali,resident of Chandmari, Raigarh,District-Raigarh (C.G.)
6. Km. Deepti daughter of Shri J.R.Dewangan,resident of Sethinagar, Raigarh,District-Raigarh(C.G.)
7. Santoshi Bhuihar,wife of Shri Mukund Singh Bhuihar,resident of Beladula,Raigarh,District-Raigarh,(C.G.)

C.A. No. 3255/06
Presented by Shri Laxman Kr. Dewangan
dated 26/12/06

RESPONDENTS PLAINTIFFS : 8. Janki Bai,Member,Mahila Mandal

9. Rahas Bai,Member, Mahila Mandal

10. Durpati Bai,Member,Mahila Mandal

Respondent No. 8 to 10 are residents of Beladula,Raigarh Tehsil & District-Raigarh,(C.G.)

MEMORANDUM OF SECOND APPEAL UNDER SECTION 100 OF CIVIL PROCEDURE CODE.

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक S.A.No.513/..... **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	12.12.2006 Appellant by Shri Sunil Sahu, Advocate. Heard on I.A.No. 4086 of 2006 for taking document on record. Allowed and the document is taken on record. Heard on admission. The appellant is aggrieved by the judgment dated 20th July 2006 passed by the 1st Additional District Judge, Raigarh in Civil Appeal No. 7-A of 2006 whereby the dismissal of Civil Suit No.34-A of 2003 by the 4th Civil Judge, Class-II, Raigarh vide judgment and decree dated 02.07.2005 was affirmed. In Civil Suit No. 34-A of 2003, the appellants/plaintiffs had pleaded that under the Child Labour Project they were running a school in Beladula, Ward No. 22, which was ordered to be closed by the Project Director vide memo No. 333 dated 20.12.2002. A declaration was sought that the plaintiffs were entitled to run the school. The learned 4th Civil Judge Class-II, Raigarh dismissed the Civil Suit on the ground that there were number of complaints relating to mismanagement of the school and misbehaviour by the plaintiffs with the employees therein. It was also held that the manner in which the school was being run, the very purpose of the educational rehabilitation of the Child Labour Project was being frustrated. On the these premises, the learned Lower Court refused to grant relief to the plaintiffs. In Civil Appeal, the 1st Additional	

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मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

District Judge, Raigarh has affirmed the finding recorded by the lower Court.

After having gone through the judgment of the lower Court as also the first appellate Court, I am of the considered opinion that no substantial question of law is involved in this Second Appeal.

Consequently, Second Appeal is dismissed at the stage of admission. No order as tocosts.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Anjani

23/12/2016